

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

RONALD TROY AGEE,

Petitioner,

ROBERT WALLER, Warden,

Respondent.

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NO. 3:03-0884  
JUDGE HAYNES

**ORDER**


In accordance with the Memorandum filed herewith, the Respondent's motion to dismiss and motion for judgment as a matter of law (Docket Entry No. 27) is **GRANTED** and the Petitioner's petition is **DISMISSED**.

Petitioner is given ten (10) days to file a statement of any claim on appeal and state the grounds for a Certificate of Appealability. 28 U.S.C. 2253(c)(1) and (2).

This is the Final Order in this action.

It is so **ORDERED**.

**ENTERED** this the 3rd day of August, 2005.

  
WILLIAM J. HAYNES, JR.  
United States District Judge